

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office **APR 10 1995**

Returned to applicant for correction

Corrected application filed Map filed **APR 10 1995**

The applicant **Fallon Paiute Shoshone Tribe**

8955 Mission Road

Street and No. or P.O. Box No.

of **Fallon**

City or Town

Nevada 89406

State and Zip Code No.

hereby make S application for permission to change the

place of use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **Final Decree in United States of America vs.**

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Orr Ditch Water Co., in equity No. A13, Claim No. 3, TCID Serial No. 712;

Identify right in Decree.

Final Decree in United States of America vs. Alpine Land & Reservoir Co.,

Et. Al. Civil No. D-183 BRT.

1. The source of water is **Truckee River and Carson River**

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed **Seven Hundred (700) Acre-Feet.**

Second feet; acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for **As Decreed**

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for **As Decreed**

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point **Labontan Dam being with SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section**

Describe as being within a 40-acre subdivision of public survey and by course and

33, Township 19 North, Range 26 East, M.D.B.&M.

distance to a section corner. If on unsurveyed land, it should be stated.

No Change

6. The existing permitted point of diversion is located within

If point of diversion is not changed, do not answer.

7. Proposed place of use **S $\frac{1}{2}$ Sec 33, S $\frac{1}{2}$ Sec 34, W $\frac{1}{2}$ SE $\frac{1}{4}$ & SW $\frac{1}{4}$ Sec 35, All in T20N,**

R30E, MDB&M; NW $\frac{1}{4}$ Sec 2, N $\frac{1}{2}$ & SW $\frac{1}{4}$ Sec 3, Sec 4, All in T19N, R30E, MDB&M on

on the Fallon Reservation, known as "Fallon II."

8. Existing place of use **SE $\frac{1}{4}$ Sec 8, S $\frac{1}{2}$ Sec 9, S $\frac{1}{2}$ Sec 10, Sections 15, 16, 17, 20, 21,**

& 22, (Certificate No. 01196, Nov 11, 1908); SE $\frac{1}{4}$ Sec 3, N $\frac{1}{2}$ Sec 9, N $\frac{1}{2}$ Sec 10,

(Application No. 908, July 1, 1926); All in T19N, R30E, MDB&M on the Fallon

Reservation, known as "Fallon I." An area containing 5440 acres. See Remarks

As Decreed

9. Use will be from _____ to _____ of each year.

As Decreed

10. Use was permitted from _____ to _____ of each year.

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

Ditches already constructed.

specifications of your diversion or storage works.)

State manner in which water is to be diverted, i.e. diversion structure,

ditches, pipes and flumes, or drilled well, etc.

\$10,00000.

12. Estimated cost of works

Already constructed

13. Estimated time required to construct works

one (1) year.

14. Estimated time required to complete the application of water to beneficial use.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
Existing place of use: Twenty (20) ten (10) acre parcels as follows, No. 500,
501, 503, 510, 511, 512, 513, 540, 545, 548, 559, 565, 570, 566, 524, 553, 547,
556, 525, and 552.

By s/Francis E. DuBois agent
8955 Mission Road
Fallon, Nevada 89406

jr/bk
jr/bk

Compared.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditons imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.
This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.
The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.
This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on November 15, 1995 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second but not to exceed 700.0 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before.....
Proof of completion of work shall be filed before.....
Application of water to beneficial use shall be made on or before.....
Proof of the application of water to beneficial use shall be filed on or before.....
Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 11th day of August,
A.D. 1995
[Signature]
State Engineer